FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRIMINAL APPLICATION NO.3826 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.Nimish Desai for the applicant.

Mr.S.R.Shinde, APP for State.

Coram : R.S.Mohite,J

Date : 17th January, 2006.

PC

1. This is an application seeking leave to file an appeal against the acquittal of the accused under Section 138 of N.I.Act. It is seen from the impugned judgment and order that the same is passed on cogent and acceptable reasons. The cause of action arose out of higher purchase agreement and non payment of amounts due there under. It is observed by the Court that the said higher purchase agreement came to an end on December-1995 when all the vehicles were repossessed by the appellant. Admittedly, all these cheques were presented in the bank on

20.12.1996. In the circumstances, view taken by the Court is a possible view and therefore, leave is refused and consequently appeal to stand dismissed.

(R.S.Mohite,J)